S.B.CRIMINAL MISC. BAIL APPLICATION NO.4863/06

Date : 07.11.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Rajesh Panwar for the applicant.
Mr. V.R. Mehta, Public Prosecutor for State.
Mr. M.K. Garg for complainant.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State assisted by learned counsel for the complainant and carefully gone through the impugned order.

Learned counsel for the applicant submits that as per the alleged incident regarding some transaction took place 2 ½ decades before where the applicant gave 'Supari' for killing the complainant of the case.

On the other hand, learned Public Prosecutor assisted by learned counsel for the complainant have opposed the bail application.

I have considered the submissions made before me.

A perusal of the case diary does not reveal that any such incident happened in the present case. It also appears from perusal of the case diary that the incident had taken place 25 years ago and nothing was done by the applicant in the case.

After carefully examining the entire matter, I am of the opinion that the applicant has been able to make out a case for granting him bail. Accordingly, it is directed that in the event of arrest of applicant Vijay Kumar Lahoti S/o Late Kanhaiya Lal by I.O./S.H.O. in FIR No.674/2006 P.S. Suratgarh, District Sri Ganganagar, he shall be released on bail provided he furnishes a personal bond in the sum of Rs.30,000/- alongwith two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of Investigating Officer on the following conditions:-

(i)That he shall make himself available for interrogation by a police officer as and when required;

(ii)That he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with

the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That he shall not leave India without the previous permission of the Court.

(SATYA PRAKASH PATHAK), J.